



113 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-32919-2024

Date of Decision : 05-12-2024

HARWINDER SINGH

.....Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Sandeep Kumar, Advocate for the petitioner.

Mr. Swapan Shorey, DAG Punjab.

HARSIMRAN SINGH SETHI, J. (Oral)

In the present petition, the prayer of the petitioner is that the issue raised in the present petition has already been decided by this Court while passing order in CWP No.7242 of 2023 titled “***Naresh Kumar Goyal and ors. Vs. State of Punjab and ors.***”, decided on 17.09.2024 but the same benefit is not being extended to the petitioner as the petitioner was not party to the present petition whereas, as per judgment of the Division Bench in CWP No. 4382 of 2002 titled as ***Satbir Singh Vs. State of Haryana***, decided on 21.03.2002, wherein a question of law has been decided, same shall apply upon all the similarly situated employees without forcing everyone to come to the Court.

Learned counsel for the petitioner submits that the petitioner has already raised the said grievance in the representation dated 03.09.2024

(Annexure P-18) but the same is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a direction is issued to the respondents to decide the same by passing an appropriate speaking order in a time bound manner.

Notice of motion.

On the asking of the Court, Mr. Swapan Shorey, DAG Punjab, who is present in Court, accepts notice on behalf of the respondent-State and submits that in case, the representation dated 03.09.2024 (Annexure P-18) has been received in the office of the concerned authorities and the same is still pending consideration with the authorities concerned, the same will be decided by the competent authority within a period of eight weeks from the date of the receipt of certified copy of this order by passing an appropriate speaking order. Learned counsel further submits that in case, it is found feasible to accept the claim of the petitioner, the same will be accepted, otherwise due reasons will be mentioned for not accepting the claim of the petitioner in the speaking order to be passed and the said order will be duly conveyed to the petitioner.

Learned counsel for the petitioner submits that keeping in view the statement of learned State counsel, the present petition may kindly be disposed of having been not pressed any further.

Ordered accordingly.

05-12-2024

Sapna Goyal

(HARSIMRAN SINGH SETHI)
JUDGE

NOTE: Whether speaking: YES/NO
Whether reportable: YES/NO